

From: Nassif, Julianne (DPH)
Sent: Thursday, November 12, 2009 1:36 PM
To: Salemi, Charles (DPH)
Subject: Re: Summons for retired drug chemists!

Friday any time but 2

From: Salemi, Charles (DPH)
To: Nassif, Julianne (DPH)
Cc: O'Brien, Elisabeth (DPH); Saunders, Della (DPH); Lawler, Michael (DPH); Piro, Peter (DPH)
Sent: Thu Nov 12 13:33:08 2009
Subject: RE: Summons for retired drug chemists!

Julie, I have received several subpoenas and inquiries for cases of chemists that are no longer with the Lab. You, Betsy, and I had talked in September about this, but we never came up with a policy for how the lab is going to advise the DA's to proceed. We talked about people in the lab testifying for retired chemists based on whether the case was being heard in a particular geographical area. Somebody living on the North Shore would testify for someone if the case was being heard in Essex county, or someone on the South Shore would testify for someone down in Bristol or Plymouth county. I had suggested resubmitting the sample if the police still have it but that was nixed. Can we meet Friday or soon and finalize a plan. Thanks CBS

From: Nassif, Julianne (DPH)
Sent: Wednesday, September 09, 2009 3:12 PM
To: Salemi, Charles (DPH); O'Brien, Elisabeth (DPH); Hanchett, James (DPH)
Subject: RE: Summons for retired drug chemists!

Hi,
let's discuss on Friday. I'm home sick and honestly not thinking all that clearly. How about 11?

From: Salemi, Charles (DPH)
Sent: Wed 9/9/2009 3:08 PM
To: Nassif, Julianne (DPH); O'Brien, Elisabeth (DPH); Hanchett, James (DPH)
Subject: RE: Summons for retired drug chemists!

Julie, Jim , Betsy, I have received several summonses and also phone calls for Gao, Kevin, Sandy Lipchus, and Nancy Tisei requesting there appearance in court. We need a policy on how to handle these instances. Three possible options are-
1) we forward these issues to HR so the DA can get addresses of the former employee, and call or mail them.

have the police resubmit the sample to the lab, if it hasn't been destroyed, so that we can retest the samples.
2) Suggest that the DA

3) Ask the DA if

another chemist can testify for the retired chemist.

I'm not going to give

any personal info out on former employees. Also, if the retired chemist is forced to testify, I would imagine it will cost us or the DA's office a considerable amount of money for the time the chemist would need to review their documentation, and also their travel expenses. Allowing another chemist to testify for a retired chemist doesn't seem like it will fly with the judges in the current climate. I would think option 2 (resubmitting the sample) is more feasible but that will involve more of our time and resources when we are already strapped. Any ideas out there on a policy the lab should use CBS

From: Nassif, Julianne (DPH)
Sent: Friday, July 17, 2009 3:44 PM
To: O'Brien, Elisabeth (DPH); Salemi, Charles (DPH); Hanchett, James (DPH)
Subject: FW: Notice and demand bill

Some progress...

From: Massing, Greg (EPS)
Sent: Friday, July 17, 2009 3:16 PM
To: Coakley, Martha (AGO); Bedrosian, Ed (AGO); Calkins, Sheila (AGO); Williams, Geline (DAA); Maguire, Tara (DAA); Hunt, Pamela (AGO); Ditkoff, Joseph (SUF); Bender, Robert (NOR); Thompson, Robert (PLY); Ryan, Marian (NOR)
Cc: Burke, Kevin (EPS); Grossman, John (EPS); Connolly, James (POL); Nassif, Julianne (DPH); 'ellen.sein@umassmed.edu'; Levin, Donna (DPH); Saxner, Howard (DPH)
Subject: Notice and demand bill

This morning the Governor filed "An Act Establishing Procedures for the Use of Certificates of Analysis in Criminal Trials." This was truly a collaborative effort – thank you all for your contributions, and for your future efforts to convince the legislature to pass this bill.

Please circulate as appropriate.

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